

Minutes of a Town Council meeting held August 18th, AD 2011 at 6:36 o'clock PM in the Town Council Chambers, Town Hall, 40 Commons, Little Compton, RI. Members present: Charles N. Appleton, Jr. (arrived at 6:45 PM), Fred M. Bodington, III; Paul J. Golembeske, Gary S. Mataronas and Robert L. Mushen.

Ryan Smith and Albert Veri gave a brief overview of why they wished to be appointed to the Conservation Commission.

At 7:00 PM the Town Council President called for a Salute to the Flag.

Also in attendance: Tom Dunn, Business Manager.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file the August 4, 2011 Town Council meeting minutes.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file the August 11, 2011 Town Council meeting minutes.

Announcements:

1. Invitation received from the Newport County Branch of the National

Association for the Advancement of Colored People for the Annual Observance of the Battle of Rhode Island which will honor the First Rhode Island Regiment “The Black Regiment” a contingent of slaves, freedmen and Native Americans, who valiantly stopped the advances of the Hessian forces on August 29, 1778. The ceremony will take place August 28th at 3:00 PM in Patriots Park, Portsmouth, RI.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To appoint Ryan D. Smith to the Conservation Commission to fill an unexpired term which will end February 1, 2013.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To leave the position of Coastal Resources Management Council alternate member vacant until the term is required for re-appointment after the November 2012 elections due to the fact that Little Compton presently has two residents serving as CRMC members.

Councilor Mushen noted that the RI General Treasurer and the 12 member panel are moving forward with Pension Reform review.

Councilor Mushen suggest that based on further comments received during the informational meeting held on August 11th on the

Conservation Development Zoning proposal he wishes to ask the Planning Board to give their best and final offer to the Council for its consideration. He anticipates, upon receipt of the printed final offer, that the Council will either vote to send to a Public Hearing where the matter will be adopted or denied; or the Council could table the matter indefinitely.

A motion was duly made and seconded, discussion ensued: Councilor Mataronas wishes to keep the one (1) time only trial language, but realizes some are concerned that a challenge could occur overturning the limitation. He asked that the Solicitor be consulted regarding legal language.

Roger Lord suggested detailed criteria be set to measure the success or failure of a one time trial.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To ask the Planning Board to give the Council their best and final offer on the Conservation Development Ordinance Proposal for the Council to consider how to proceed, either to table the subject or to move for a Public Hearing where the matter can be denied or approved formally.

Police Chief Wordell asked the Council to re-instate the policy to allow for the use of per diem Police Officers, Special Officers. He

made the following comments:

- 1) RI Interlocal Risk Management Trust (The Trust) will accept post certified retired police officers**
- 2) The Trust will not increase the town's insurance rate due to the fact that these officers will be certified**
- 3) The Trust will not require workers compensation and will entitle this per diem group as full time non-permanent employees**
- 4) Special Officers are not effected by the Police Officers Bill of Rights**
- 5) Needs have increased for use of Special Officers for detail work**
- 6) Special Officers could be used to supplement patrol vehicles on shifts full time officers choose not to bid**
- 7) A large pool of individuals who qualify is presently available**
- 8) Offers the rate of \$2.00 less than the patrolman rate set by contract**
- 9) Since these are retired officers from other departments and will only be used on a per diem basis the Chief does not see the need to interview with the full Council, but rather will recommend a set of individuals that the Council can vote to employ as full time non-permanent employees which will be used on a per diem basis' (non-union position)**
- 10) A letter of good standing will be acquired from the former Police Department from which the individual retired, and a letter of good standing will be obtained from The Trust. Once these have been secured the individual is qualified to serve.**
- 11) The Local IBPO is in favor of utilizing Special Officers**

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant authority to the Police Chief to move forward to re-instate a policy for the use of per diem Special Police Officers who are recognized as full time non-permanent employees by the RI Interlocal Risk Management Trust and will have a rate of pay of \$2.00 less than the rate of pay set for patrolmen as set forth in the agreement between the IBPO Local 644 and the Town of Little Compton; the Police Chief shall recommend a set of individuals who may be used in this capacity for Town Council approval.

Four (4) letters of interest have been received for the advertised position of Road Supervisor. Councilor Mushen suggested two Councilors volunteer to review the letters of interest, interview the individuals and make a recommendation of how to proceed at a future Council meeting. Councilor Mataronas wanted to express his concern that this was not the creation of a full time employee. His fellow Councilors agreed this was being considered as a part time position.

Motion made by Councilor Golembeske, receiving a second from Councilor Appleton, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To allow Councilors Appleton and Golembeske to interview interested parties for the position of Road Supervisor to get a sense of how these individuals would propose to

address the implementation of this newly created position, and to return to a future Council meeting with a recommendation.

Councilor Mushen suggested his fellow Councilors consider setting a policy that a single novelty (for profit) vendor be awarded the ability to sell novelties at the annual fireworks celebration through a bid process. Discussion ensued where it was noted that a bidding process of this nature could have the appearance of impropriety. Other potential options were offered for consideration such as a single event permit, or continuing with the practice to have the vendors purchase peddler licenses. Some felt it would be nice to have the proceeds of the permit/event license go directly into the fireworks fund. An ordinance amendment would be required for any amendment to the general licenses.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To allow Councilors Golembeske and Mataronas to create a proposal for the Councils consideration on how to handle licensing or permitting for-profit vendors who wish to sell wares at the Fireworks Celebration.

Chief Wordell and Roger Lord asked if funding for the fireworks celebrations could return to the town at a future fiscal year. Councilor Mushen noted that he intended to place it back in the town's budget for FY2013. It was also noted that the fireworks

display was again a great success this year.

At 7:55 PM the Town Council sitting as the Board of License Commissioners voted the following:

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant a Class F one day Beverage License to the Westport Fishermen's Association for an event to be held at the LC Game Club on John Dyer Road on September 18, 2011.

Motion made by Councilor Bodington, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Mataronas, Mushen) Councilor Golembeske abstained: To grant a Class F-1 one day Beverage License to the LC Game Club for a Pig Roast to be held on August 27, 2011 at the John Dyer Road facility.

Motion made by Councilor Mataronas, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): That the recommendation of the Board of Tax Assessors for the cancellation of the following taxes be granted under Section 44-7-14 of the General Laws of Rhode Island, as amended:

Acct/Name Plat/Lot/MV Abatement Value Abatement Year

03-0887-50 043/0078 \$176,100.00 \$938.61 2011

Church Community Housing Corp.

03-1784-00 031/0059-1 \$169,400.00 \$902.90 2011

Cotta, Peter A.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file an announcement received from RI Statewide Planning regarding the 2011 Planning Challenge Grants Request for Proposals.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Council President to write to Dwayne Davis of S&S Novelty that the Town is considering a potential change to the ordinance which governs general licensing as it would relate to fireworks celebration vendors.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): That the bills be allowed and ordered paid as follows: \$110,133.56

Nationalgrid - Town Dock \$55.70

Nationalgrid - Peckham Lot \$36.98

Nationalgrid - 32 Commons Meeting Hall \$29.10

Nationalgrid - Street Lights \$15.91

Nationalgrid - IOOF \$49.42

Nationalgrid - Town Hall \$459.08

Nationalgrid - Adamsville Street Lights \$55.55

Nationalgrid - Public Safety At Tr. Station \$547.07

Cox Communications - Computer \$252.00

Cox Communications - Town Hall offices \$259.18

Verizon Wireless - Building Official \$39.42

Verizon Wireless - Maintenance Foreman \$33.98

Verizon Wireless - Maintenance Garage \$32.19

Verizon Wireless - Transfer Station \$32.19

Sani-Kan - special event port-a-jons \$380.00

WB Mason - Treasurer & Planning Board \$412.37

WB Mason - Zoning & Clerk \$175.52

Wilbur's General Store - Maintenance \$12.47

Wilbur's General Store - Town Hall \$1.79

Wilbur's General Store - Transfer Station \$8.70

Allied Waste - Transfer Station \$8,194.00

Valcourt Heating Inc. - Public Safety Complex \$175.00

Mataronas Lobster Co. Inc. - Harbor Management \$162.55

Mataronas Lobster Co. Inc. - Harbor Management \$196.14

FR Modern Printing - Tax Collector \$105.00

FR Modern Printing - Tax Assessors \$298.80

FR Modern Printing - MEDS funds \$121.50

Home Depot - Maintenance \$27.97

Tom's Lawn & Garden - Maintenance \$40.00

United Site Services - Transfer Station \$115.00

Petro - Public Safety Complex \$882.07

RI Interlocal Risk Management Trust - Insurance \$55,913.00

Poland Spring - Town Hall \$18.65

Poland Spring - Maintenance \$43.62

Richard S. Humphrey - Legal services \$1,203.50

Oceanview Constructin Co. LLC - Storm Water \$3,600.00

Seekonk Supply Inc. - Highway \$455.07

Seekonk Supply Inc. - Highway \$405.72

Penn Culvert Company - Highway \$951.20

Wilkie Excavating Inc. - Highway \$405.00

Somerset Uniform & Supply Co. - Fire Dept. \$112.00

Somerset Uniform & Supply Co. - Fire Dept. \$1,310.00

Cox Comm. - Fire Dept \$175.29

KTR Maintenance & Supply LLC - Fire Dept. \$83.06

Vic's Car Washes - Fire Dept. \$9.50

Griggs & Browne - Fire Dept. \$50.00

Life Raft & Survival Equipment Inc. - Fire Dept. \$137.98

Comstar - Fire Dept. \$329.06

Vidacare Corp. - Fire Dept. \$999.57

Belmont Springs - Fire Dept. \$33.83

Life Raft & Survival Equipment Inc. - Fire Dept. \$58.85

Firematic Supply Co. Inc. - Fire Dept. \$159.00

Firematic Supply Co. Inc. - Fire Dept. \$360.00

Shipman's Fire Equipment Co Inc. - Fire Dept. \$98.85

Shipman's Fire Equipment Co Inc. - Fire Dept. \$182.50

Shipman's Fire Equipment Co Inc. - Fire Dept. \$741.80

Shipman's Fire Equipment Co Inc. - Fire Dept. \$144.00

Wilbur's General Store - Fire Dept. \$1.78

Verizon Wireless - Fire Dept. \$68.02

Verizon Wireless - Fire Dept. \$43.01

Verizon Wireless - Fire Dept. \$43.01

Verizon Wireless - Fire Dept. \$32.21

Verizon Wireless - Fire Dept. \$32.19 \$5,205.51

Rob's Auto Care - Drug Forfeiture \$28.00

Occupational Medicine of Newport - Drug Forfeiture \$100.00

Vic's Car Wash - Drug Forfeiture \$9.50

Somerset Uniform & Supply - Drug Forfeiture \$1,421.98

Graftek Systems - Drug Forfeiture \$308.02

Verizon Wireless - Drug Forfeiture \$372.03

Rhode Island Attorney General - Drug Forfeiture \$60.00 \$2,299.53

American Legion Post 37- Police Dept. \$19.45

Belmont Springs - Police Dept. \$25.74

Wilbur's General Store - Police Dept. \$6.46

Cox Communication/Internet - Police Dept. \$171.00

Cox Communication/Telephone - Police Dept. \$190.71

Sakonnet Veterinary Hospital - Police Dept. \$780.00 \$1,193.36

East Repair Inc. - Senior busing \$417.00

Acme Sanitary Services - Public Safety Complex \$230.00

City of Newport - 800 MHz grant town match \$21,724.78

Tyler Technologies - Treasurer & Drug Forft. \$483.24

McGeough's Turf Management, Inc. - Civic Rec. \$295.00

KTR Maintenance & Supply LLC - Public Safety Complex \$1,080.00

Paychex of New York LLC - Treasurer \$395.42

Pat McHugh - Basketball court project - RCOS \$40.31

University Conference Services - Building Official \$335.00

Richard S. Humphrey - Legal services \$232.00

Motion made by Councilor Bodington, receiving a second from Councilor Appleton, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To adjourn at 7:59 PM.

Town Clerk